

Irrigation and M&I
R.O. 10/31-2001
Rev. R.O. 11/01-2001
Rev. R.O. 11/12-2002
Contract No.
14-06-200-4305A-IR7

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
Central Valley Project, California

INTERIM RENEWAL CONTRACT BETWEEN THE UNITED STATES
AND
BANTA-CARBONA IRRIGATION DISTRICT
PROVIDING FOR PROJECT WATER SERVICE

THIS CONTRACT, made this 14th day of February, 2003, in
pursuance generally of the Act of June 17, 1902 (32 Stat. 388), and acts amendatory or
supplementary thereto, including, but not limited to, the acts of August 26, 1937 (50 Stat. 844), as
amended and supplemented, August 4, 1939 (53 Stat. 1187), as amended and supplemented, July 2,
1956 (70 Stat. 483), June 21, 1963 (77 Stat. 68), October 12, 1982 (96 Stat. 1263), as amended and
Title XXXIV of the Act of October 30, 1992 (106 Stat. 4706), all collectively hereinafter referred to
as Federal Reclamation law, between THE UNITED STATES OF AMERICA, hereinafter referred
to as the United States, and BANTA-CARBONA IRRIGATION DISTRICT, hereinafter referred to
as the Contractor, a public agency of the State of California, duly organized, existing, and acting
pursuant to the laws thereof, with its principal place of business in Tracy, California;

WITNESSETH, That:

EXPLANATORY RECITALS

WHEREAS, the United States and the Contractor entered into an interim renewal
contract identified as Contract No. 14-06-200-4305A-IR6, hereinafter referred to as the Existing

Interim Renewal Contract, which provided for the continued water service to the Contractor from March 1, 2002, through February 28, 2003; and

WHEREAS, the United States and the Contractor believe that further negotiations on the long-term renewal contract would be beneficial and mutually commit to continue to negotiate to seek to reach agreement, and the Contractor has requested a subsequent interim renewal contract pursuant to Article 2 (b)(1) of Interim Renewal Contract No. 14-06-200-4305A-IR5; and

WHEREAS, the United States has determined that the Contractor has to date fulfilled all of its obligations under the Existing Interim Renewal Contract; and

WHEREAS, the United States is willing to renew the Existing Interim Renewal Contract pursuant to the terms and conditions set forth below;

NOW, THEREFORE, in consideration of the mutual and dependent covenants herein contained, it is hereby mutually agreed by the parties hereto as follows:

INCORPORATION AND REVISION OF EXISTING INTERIM RENEWAL CONTRACT

1. The terms and conditions of the Existing Interim Renewal Contract are hereby incorporated by reference into this Contract with the same force and effect as if they were included in full text with the exception of Article 1 thereof, which is revised as follows:

(a) The first sentence in Subdivision (a) of Article 1 of the Existing Interim Renewal Contract is modified as follows: "This interim renewal contract shall be effective from March 1, 2003, and shall remain in effect through February 29, 2004, and thereafter will be renewed as described in Article 2(a) of Interim Renewal Contract No. 14-06-200-4305A-IR5 if a long-term renewal contract has not been executed with an effective commencement date of March 1, 2004."

(b) Subdivision (b) of Article 1 of the Existing Interim Renewal Contract is amended by deleting the date "February 15, 2003," and replacing same with the date "February 15, 2004."

(c) Subdivision (c) of Article 1 of the Existing Interim Renewal Contract is amended by deleting the dates "February 1, 2003," "February 15, 2003," and "February 28, 2003," and replacing same with the dates "February 1, 2004," "February 15, 2004," and "February 29, 2004," respectively.

IN WITNESS WHEREOF, the parties hereto have executed this interim renewal contract as of the day and year first above written.

THE UNITED STATES OF AMERICA

APPROVED AS TO LEGAL
FORM AND SUFFICIENCY

/s/ James E. Turner

OFFICE OF REGIONAL SOLICITOR
DEPARTMENT OF THE INTERIOR

By: /s/ Kirk C. Rodgers
Regional Director, Mid-Pacific Region
Bureau of Reclamation

(SEAL)

BANTA-CARBONA IRRIGATION DISTRICT

By: /s/ James M. McLeod
President

Attest:

/s/ Virginia Hudson
Secretary